

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
FAYETTEVILLE DIVISION

UNITED STATES OF AMERICA  
PLAINTIFF,

vs.

Cr. No. 5:03CR50004-001

ROGELIO TOVAR-HERNANDEZ,  
DEFENDANT.

ORDER FOR REMISSION OF FINE

Now on this 1st day of April, 2008, comes on to be considered the United States' Petition for Remission of Fine. The Court, being well and sufficiently advised, finds and orders as follows with respect thereto:

1. On July 1, 2003, Defendant was sentenced to seventy months incarceration, a \$100.00 special assessment and a \$1,000.00 fine.

2. The United States moves to remit Defendant's fine pursuant to 18 U.S.C. § 3573, which provides:

Upon petition of the Government showing that reasonable efforts to collect a fine... are not likely to be effective, the court may, in the interest of justice - -

1) remit all or part of the unpaid portion of the fine or special assessment, including interest and penalties. This statute shall apply to all fines and assessments, irrespective of the date of imposition."

3. The United States states that the Defendant was deported on February 2, 2008, and that there is no reasonable likelihood that the fine can be collected.

4. Upon due consideration, the United States' Petition for Remission of Fine is hereby granted and Defendant's fine is remitted.

IT IS SO ORDERED.

/s/ Jimm Larry Hendren  
HONORABLE JIMM LARRY HENDREN  
CHIEF U. S. DISTRICT JUDGE